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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/625,963
Filing Date	07/26/00
First Named Inventor	Hans Josef Stauss
Group Art Unit	1644
Examiner Name	Amy M. Decloux
Attorney Docket Number	ICI 101

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SBI/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____

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2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1868
 - i. RCE fee required under 37 C.F.R. § 1.17(e) 11/15/2002 CNGUYEN 00000042 09625963
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01 FC:1801 740.00 OP
 - iii. Other _____
- b. Check in the amount of \$ 1,660.00 enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Patrea L. Rabst	Registration No. (Attorney/Agent)	31,284
Signature		Date	November 7, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Aisha Wyatt	Date	November 7, 2002
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.



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RESPONSE UNDER C.F.R. § 1.116
EXPEDITED PROCEDURE
ART UNIT 1644

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Hans Josef Stauss and Liquan Gao

Serial No.: 09/625,963 Art Unit: 1644

Filed: July 26, 2000 Examiner: A. Decloux

For: "IMMUNOTHERAPEUTIC METHODS USING EPITOPES OF WT-1 AND GATA-1"

BOX AF
Assistant Commissioner for Patents
Washington, D.C. 20231

AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

Responsive to the Office Action mailed on May 20, 2002, please amend the application as follows. Submitted with this Amendment and Response is a Petition for Extension of Time, a check to cover the fee (\$920.00) for a large entity, to extend the period for response three months, to and including November 20, 2002, and the fee for the filing a Request for Continued Examination (\$740.00). Additionally, a journal article by Shastri *et al.* (*Annual Review of Immunology*, 2002, 20:469-493) is also submitted.

A response and amendment was filed on August 20, 2002. The Examiner mailed an advisory action on September 18, 2002, maintaining the final rejection of the claims. For